



AFW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Brus et al.

Serial No.: 10/698,086

Filed: October 30, 2003

For: METHODS FOR THE
IDENTIFICATION OF ANTIVIRAL
COMPOUNDS

Confirmation No.: 9184

Examiner: Z. Lucas

Group Art Unit: 1648

Attorney Docket No.: 2578-6158US

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

January 7, 2005
Date

Betty Vowles
Signature

Betty Vowles
Name (Type/Print)

**SUPPLEMENTAL AMENDMENT AND RESPONSE TO
ELECTION OF SPECIES REQUIREMENT**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This supplemental amendment is in response to the Office communication and Notice of Non-responsive Amendment mailed December 15, 2004 for the referenced application. This supplemental amendment incorporates the entirety of the reply originally filed by the Applicants on November 19, 2004 in response to a Requirement for Restriction mailed September 22, 2004.

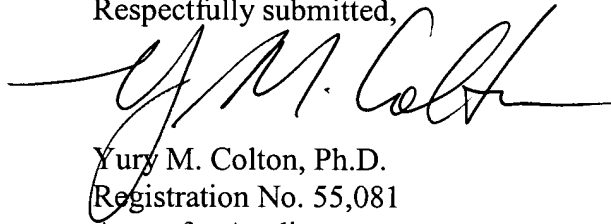
Claims 1-23 are currently pending in the application and claims 1-22 are subject to a Restriction Requirement and Election of Species. To resolve any ambiguity from the response filed November 19, 2004, Applicants **provisionally elect with traverse** the claims of Group 1,

claims 1-16. And, as required from the indicated subinventions, Applicants provisionally elect with traverse from subinvention i) the following: a herpes virus. Applicants provisionally elect with traverse from subinvention ii) the following: adenovirus early protein 1. Applicants provisionally elect with traverse from subinvention iii) the following: (d) examining the virus' activity.

From claim 3, as required by an Election of Species in the Office Action mailed September 22, 2004, Applicants provisionally elect with traverse a herpes virus.

Applicants respectfully request a prompt action on the merits of the claims and reconsideration and removal of the restriction requirement with respect to the Groups identified as Groups I-III. Should additional issues remain please contact Applicants' undersigned agent.

Respectfully submitted,



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YMC/ymc